



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/621,934
Filed: July 24, 2000
Inventor(s):
Cynthia Milton

Title: Rack Mountable Display Apparatus

§ Examiner: Gibson, R.
§ Group/Art Unit: 3634
§ Atty. Dkt. No: 5181-71100

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JAN 23 2004

GROUP 3600

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

B. Noé Kivlin
Name of Registered Representative

Name of Registered Representative

January 15, 2004

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT
BASED ON FAILURE TO RECEIVE
NOTICE TO FILE CORRECTED APPLICATION PAPERS**

Applicant hereby submits this Petition in response to the Notice of Abandonment and Decision on Petition in the above-identified application. The Decision on Petition indicates Applicant did not respond to a Notice to File Corrected Application Papers within the statutory period of 30 days from the date of a Notice to File Corrected Application Papers apparently mailed on March 11, 2003 (according to a copy mailed to Applicant with a Decision on Petition from the U.S. Patent Office).

However, Applicant did not receive a Notice to File Corrected Application Papers. Attached hereto is a true and correct copy of the docket record of the undersigned with regard to the subject application. The undersigned has no record of receipt of a Notice to File Corrected Application Papers with regard to the above-identified application

Applicant therefore respectfully requests entry of this Response in the application and requests that the Notice of Abandonment be withdrawn. Applicant attaches hereto a Response to Notice to File Corrected Application Papers; Amendment.

No fees are believed necessary, however, should any fees be required, please appropriately charge those fees to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account Number 501505/5181-71100.

Respectfully submitted,


B. Noël Kivlin
Reg. No. 33,929
ATTORNEY FOR APPLICANT(S)

Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C.
P.O. Box 398
Austin, TX 78767-0398
Phone: (512) 853-8840
Date: January 15, 2004



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Inventor(s):
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§ Examiner: Gibson, R.
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Title: Rack Mountable Display Apparatus

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B. Noël Kivlin
Name of Registered Representative

Name of Registered Representative

January 15, 2004

Signature

**STATEMENT IN SUPPORT OF PETITION TO WITHDRAW
HOLDING OF ABANDONMENT**

Commissioner for Patents
Publishing Division
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants submits this statement in support of its Supplemental Response to Notice of Abandonment Mailed March 29, 2001 in the above-identified application.

Applicant received a Notice of Abandonment indicating abandonment due to "Applicant's failure to timely file new formal drawings as required in the Notice of Allowability." However, Applicant discovered the request for corrected formal drawings had been made in a Notice to File Corrected Application Papers mailed March 11, 2003.

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The undersigned believes that the Notice to File Corrected Application Papers apparently mailed March 11, 2003 was never received.

When an office action requiring a response, including a Notice to File Corrected Application Papers, is received from the U.S. Patent Office by our office, the due date for responding to the office action is entered into our computerized docketing system. This information is entered using the Attorney Docket Number identified on the office action. The office action is subsequently routed and physically placed into the corresponding application file.

Applicants' representative encloses a copy of the docket record corresponding to the above referenced application. If the allegedly mailed Notice to File Corrected Application Papers was received, the docket record would indicate a due date for formal drawings, the typical response to a Notice to File Corrected Application Papers. The enclosed docket record copy does not show a formal drawings due date, thus indicating that the Notice to File Corrected Application Papers was not received from the U.S. Patent Office. Applicants' representative has searched the respective file and can find no indication of the allegedly mailed Notice to File Corrected Application Papers therein.

Not knowing of the Notice to File Corrected Application Papers, Applicant did not respond thereto. This statement is signed by Applicants' representative, B. Noël Kivlin, and our firm's docket paralegal, Sonie Nasabee.

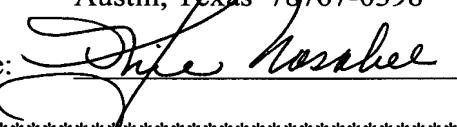
We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made that the knowledge that willful false statements in the like so may be punishable by fine, or imprisonment, or both, under § 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity

of the application, any patent issuing thereon, or any patent to which the verified statement is directed to.

Name: **Sonic Nasabee**

Title: **Docketing Paralegal**

Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C.
P. O. Box 398
Austin, Texas 78767-0398

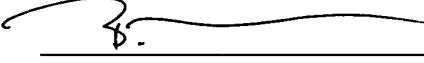
Signature: 

Date: January 15, 2004

Name: **B. Noël Kivlin**

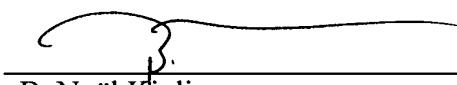
Title: **Attorney for Applicants**

Reg. No. 33,929
Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C.
P. O. Box 398
Austin, Texas 78767-0398

Signature: 

Date: 1-15-04

Respectfully submitted,


B. Noël Kivlin
Reg. No. 33,929
ATTORNEY FOR APPLICANT(S)

Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C.
P.O. Box 398
Austin, TX 78767-0398
Phone: (512) 853-8840
Date: January 15, 2004

Country Application

15-Jan-04

Case Number: 5181-71100 Country: US SubCase:
Client: SUN MICROSYSTEMS United States of America
Case Type: ORD Application Status: Pending Area(s):
Application Number: 09/621934 Filing Date: 24-Jul-2000 EP
Patent Number: Issue Date:
Publication Number: Publication Date:
Tax Schedule: LE Expiration Date:
 Tax Start Date:
Agent:
Agent Reference Number:

List Of Actions

| Action(s) Due | Due Date | Action Taken |
|-------------------------------|-------------|----------------------|
| Fee Due | 18-Oct-2000 | Due Date 17-Oct-2000 |
| Filing Receipt Due | 24-Oct-2000 | Reminder 27-Sep-2000 |
| IDS | 24-Oct-2000 | Due Date 07-Feb-2001 |
| Recorded Assign Due | 24-Oct-2000 | Reminder 28-Sep-2000 |
| Recorded Assign Due | 13-Jan-2001 | Reminder 08-Jan-2001 |
| Client Letter | 24-Apr-2001 | Due Date 24-Apr-2001 |
| Expect Action | 24-Jul-2001 | Due Date 04-Jun-2001 |
| Foreign Filing Deadline | 24-Jul-2001 | Due Date 24-Jul-2001 |
| Response Due | 30-Aug-2001 | Due Date 31-Aug-2001 |
| Response Due | 28-Feb-2002 | Due Date 24-Apr-2002 |
| Status Letter | 24-Jul-2002 | Due Date 04-Jun-2001 |
| Response Due | 10-Sep-2002 | Due Date 11-Sep-2002 |
| Notice of Appeal - 1 Mo. Ext. | 10-Oct-2002 | Due Date 30-Sep-2002 |
| Final Deadline | 10-Dec-2002 | Due Date 11-Sep-2002 |
| Notice of Appeal - Deadline | 10-Dec-2002 | 30-Sep-2002 |
| Issue Fee Due | 26-Dec-2002 | Due Date 23-Dec-2002 |
| Issue Notice Due | 23-Mar-2003 | Reminder 02-Jun-2003 |
| Status Inquiry | 23-Sep-2003 | Due Date 12-Dec-2003 |
| Response Due | 08-Feb-2004 | Due Date |

Remarks: Ntc of Abn rec'd 5/27/03.

User ID: sonie

Country Application

15-Jan-04

Date Created: 02-Aug-2000

Last Update: 28-May-2003